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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	NO. CR 11-0100 SI
)	
Plaintiff,)	
)	
v.)	STIPULATION AND PROPOSED
)	ORDER EXCLUDING TIME UNDER 18
REYNALDO PEDRO CUENCA)	U.S.C. § 3161
VELASCO,)	
)	
Defendant.)	
)	

On March 7, 2011, the parties in this case appeared before the Court. At that time, the Court set the matter to March 25, 2011 at 11:00 a.m. before the Honorable Susan Illston. The parties have agreed to exclude the period of time between March 7, 2011 and March 25, 2011, from any time limits applicable under 18 U.S.C. § 3161. The parties have represented that granting the exclusion would allow the reasonable time necessary for effective preparation of counsel and continuity of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that the ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

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At the hearing, the Court made findings consistent with this agreement.

SO STIPULATED:

MELINDA HAAG
United States Attorney

DATED: March 9, 2011

/s/
LOWELL C. POWELL
Special Assistant United States Attorney

DATED: March 9, 2011

/s/
BARRY PORTMAN
Attorney for REYNALDO PEDRO CUENCA
VELASCO

~~PROPOSED~~ ORDER

For the reasons stated above and at the March 7, 2011 hearing, the Court finds that the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from March 7, 2011 through March 25, 2011 is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161(h)(7)(A). The failure to grant the requested exclusion of time would unreasonably deny counsel for the defendant and for the Government the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and deny the parties continuity of counsel. 18 U.S.C. §3161(h)(7)(B)(iv).

IT IS SO ORDERED.

DATED: 3/15/11

THE HONORABLE
United States

